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SERIES III No. 4

OFFICIAL GAZETTE

GOVERNMENT OF GOA



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EXTRAORDINARY

No. 2

GOVERNMENT OF GOA

Department of Home

Home—General Division

Office of the District Magistrate, North Goa,
Magisterial Branch

Order

U/S 144 of Criminal Procedure Code, 1973

No. 8/8/2023-MAG/L&O/Sanq.Mun.Elect./Dry day/1124

Whereas, the Goa State Election Commission has announced the General Elections to the Sanquelim Municipal Council in North Goa District is scheduled to be held on 05-05-2023 and Counting of polled votes fixed on 07-05-2023. The Model Code of Conduct has come into force with immediate effect. The Goa State Election Commission has issued directions to ensure free, fair, and peaceful Election.

And whereas, the Government of Goa vide Notification No. 2/2/2022-Fin(R&C)/Part(A)/3390 dated 27-04-2023 has directed that all the licensed premises "for the sale of liquor" shall be closed on 04-05-2023, 05-05-2023 and 07-05-2023 within the area of Sanquelim Municipal Council in North Goa District on account of polling day and counting of votes for the General Election to Sanquelim Municipal Council 2023.

And whereas, Section 29(A) of Goa Excise Duty Act, 1964 empowers the District Magistrate to order the closure of the licensed premises "for the sale of liquor" within his/her jurisdiction for such period as may be necessary and appropriate for maintenance of law and order.

And whereas, in my considered opinion, there is sufficient grounds for proceeding under sub-section (1) of Section 144 of Code of Criminal Procedure, 1973 for closure of all the licensed premises "for the sale of liquor" within the area of Sanquelim Municipal Council in North Goa District on 04-05-2023, 05-05-2023 and 07-05-2023, on account of polling and counting of votes for the General Election to Sanquelim Municipal Council 2023 of North Goa District.

And whereas, I am satisfied that the circumstances do not permit the serving, in due time, of the notices individually upon the persons against whom this order is directed and therefore, under the powers vested in me under sub-section (2) of Section 144 of the Code of Criminal Procedure, 1973 I hereby pass the order ex-parte.

Now therefore, I, Mamu Hage, IAS, District Magistrate, North Goa District, in exercise of the power vested in me under sub-section (1) of Section 144 of Code of Criminal Procedure, 1973 read with Section 29A of the Goa Excise Duty Act, 1964 do hereby order that all the licensed premises "for the sale of liquor" shall remain closed within the area of Sanquelim Municipal Council of North Goa District on 04-05-2023, 05-05-2023 and 07-05-2023, on account of polling and counting of votes for the General Election to Sanquelim Municipal Council 2023 of North Goa District.

Further, the licensed premises having license for Bar and Restaurant are allowed to keep the Restaurant open for serving food only and the Bar counter shall be closed and no liquor shall be

allowed to be served on the above mentioned days and time. The owners of the licensed premises having Bar and Restaurant shall display a board in the premises stating that No Liquor will be served on the said days and time and that only the Restaurant is open for serving food.

Failure to comply with this order shall result in the cancellation of licences and the owner or

offender shall be liable for penal action under Section 188 of Indian Penal Code, section 30 of the Excise Duty Act, 1964 and other relevant provisions of laws in force.

Given under my hand and seal of this office on this 27th day of April, 2023.

Panaji.— The District Magistrate (North), *Mamu Hage*, IAS.

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